

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON FINANCE AND REVENUE ON THE FEDERAL GOVERNMENT PROPERTIES MANAGEMENT AUTHORITY BILL, 2022

I, Chairman of the Standing Committee on Finance and Revenue have the honor to present this report on the Bill the Federal Government Properties Management Authority Bill, 2022 (Ordinance No. XV of 2021) [The Federal Government Properties Management Authority Bill, 2022] (Government Bill), referred to the Committee on 29th September, 2021.

2. The Committee comprises the following:-

1).	Mr. Faiz Ullah	Chairman
2).	Mr. Sadaqat Ali Khan	Member
3).	Mr. Aamir Mehmood Kiani	Member
4).	Mr. Amjid Ali Khan	Member
5).	Mr. Raza Nasrullah	Member
6).	Makhdoom Syed Sami-ul-Hassan Gillani	Member
7).	Mr. Jamil Ahmed Khan	Member
8).	Mr. Faheem Khan	Member
9).	Mr. Aftab Hussain Siddique	Member
10).	Dr. Ramesh Kumar Vankwani	Member
11).	Mr. Muhammad Israr Tareen	Member
12).	Mr. Ahsan Iqbal Chaudhary	Member
13).	Mr. Qaiser Ahmed Sheikh	Member
14).	Chaudhary Khalid Javed	Member
15).	Mr. Ali Pervaiz	Member
16).	Dr. Aisha Ghaus Pasha	Member
17).	Dr. Nafisa Shah	Member
18).	Syed Naveed Qamar	Member
19).	Ms. Hina Rabbani Khar	Member
20).	Mr. Abdul Wasay	Member
21).	Minister In-Charge	Ex-officio Member

3. The Committee considered the Bill, as introduced in the National Assembly placed at **Annex-'A'** in its meetings held on 16-11-2021, 01-12-2021 and 08-02-2022, and proposed the following amendments, therein:-

CLAUSE 7

In clause 7, in sub-clause (1), after the paragraph (i), the following new paragraph (ii), shall be inserted and subsequent paragraphs (ii), (iii), (iv) shall be re-numbered, accordingly:-

(ii) Vice Chairman appointed by the Federal Government”.

4. The Committee recommends that the Bill as reported by the Standing Committee placed at **Annex-'B'**, may be passed by the National Assembly.

Sd/-
(**TAHIR HUSSAIN**)
Secretary
Islamabad, the 14th June, 2022

Sd/-
(**FAIZ ULLAH**)
Chairman

[AS INTRODUCED IN THE NATIONAL ASSEMBLY]

A

Bill

to establish the Federal Government Properties Management Authority.

WHEREAS it is expedient to effectively manage and utilize assets of the Federal Government through attracting private investment, from inland and abroad, and to undertake special projects, if and when desired by the Government in collaboration with private investors, local or foreign, and in so doing to generate revenue, facilitate job creation, develop Pakistan's human resource, enhance exports, bolster economic growth and improve service delivery to the people.

It is hereby enacted as follows:-

1. **Short title, extent, application and commencement.** — (1) This Act shall be called the Federal Government Properties Management Authority Act, 2022.

(2) It shall apply to Government properties wherever they may be—

(3) It shall come into force at once.

2. **Definitions.** —(1) In this Act, unless there is anything repugnant in the subject or context, —

(a) “asset” means property and includes immovable property and shall include land, structure owned by the Government or any of its ministries, divisions or any entity under the control of the Government, whether currently un-used or used for any purpose whatsoever;

(b) “Authority” means the Federal Government Properties Management Authority established under section 3;

(c) “Board” means the Board of Governors constituted under section 5;

(d) “Chairman of the Board” means Minister in-charge of the division concerned;

(e) “consultancy services” means services requiring adequate technical and financial expertise in undertaking specific assignment, investment or project and may be of an intellectual nature and may include—

(i) advisory and review services;

(ii) pre-investment or feasibility studies;

(iii) construction supervision;

(iv) management and related services;

(v) other technical services or special studies; and

(vi) design and surveys and investigations.

- (f) “development plan” means a comprehensive document outlining the details and design of development of assets, and any other matters pertaining thereto;
- (g) “Director General” means Director General of the Authority and includes any person performing the functions of the Director General appointed by the Federal Government;
- (h) “division concerned” means the division to which the business of this Act stands allocated;
- (i) “emergency” means operational emergency to be declared as such by the Authority;
- (j) “execution agreement” means a document mentioning details, terms and conditions agreed between the Authority and project executor for implementing the project in line with provisions of this Act;
- (k) “finance” shall have the same meaning as assigned thereto in the Financial Institutions (Recovery of Finances) Ordinance, 2001 (XLVI of 2001);
- (l) “financial institution” shall have the same meaning as assigned thereto in the Financial Institutions (Recovery of Finances) Ordinance, 2001 (XLVI of 2001);
- (m) “Fund” means the Federal Government Properties Management Authority Fund created under section 14;
- (n) “Government” means the Federal Government;
- (o) “investment” means any transaction between the Authority and a project executor for implementing the project in line with provisions of this Act;
- (p) “prescribed” means prescribed by rules or regulations made under this Act, as the case may be;
- (q) “project” means an undertaking by the Authority to utilize the assets for any purpose in line with provisions of this Act and includes any project handed over by the Government to the Authority for any purpose in line with provisions of this Act;
- (r) “project executor” means any person or entity whether public or private participating in a project;
- (s) “proposal” means document mentioning details of the proposed project and may include proposed transaction related to the project;
- (t) “regulations” means regulations made under this Act;
- (u) “rules” means rules made under this Act;
- (v) “technically complex” means a project declared as such by the Authority;
- (w) “transferred asset” means any asset approved by the Government to be transferred to the Authority; and

- (x) "un-solicited proposal" means any proposal which is not submitted in response to any procurement request, however is aligned with the mission and objectives of the procuring agency and is subject to competitive selection process by soliciting counter proposals through public tendering.

3. Establishment of the Authority. — (1) The Government shall, by notification in the official Gazette, establish the Federal Government Properties Management Authority.

(2) The Authority shall be a body corporate, having perpetual succession and a common seal, with power and functions to acquire, hold and utilize assets as per provisions of this Act, and shall sue and be sued in the said name.

(3) The headquarters of the Authority shall be in Islamabad and, with the prior approval of the Government, may set up as many offices all over the country as, when and where required.

(4) The Government may transfer any assets to the Authority and upon such transfer this Act shall exclusively apply to the transferred assets.

(5) The Government may assign to the Authority any project involving private investment in any form whatsoever and at any stage of project lifecycle.

4. Director General of the Authority. — (1) The Government shall appoint a Director General of the Authority on such terms and conditions as may be prescribed by rules.

(2) The Director General of the Authority shall, subject to this Act, hold office for a term of three years and may be re-appointed by the Government for an additional term of three years.

5. Functions and powers of Director General. — (1) The Director General shall be the principal accounting officer of the Authority responsible for the management, administration and operations of the Authority and, subject to the provisions of this Act, shall exercise all powers and discretions and perform all functions and duties of the Authority under this Act.

(2) Subject to sub-section (3), the Director General may declare a project as technically complex and engage, through direct contracting any entity or as a consultant, evaluator or an expert with approval of the Board.

(3) In case of engagement of an entity or individual under sub-section (2), the Chairman of the Authority shall record in writing rationale for direct contracting and shall issue a certificate.

6. Powers and functions of the Authority. — (1) The Authority shall—

- (i) create a database of assets owned by various Government entities;